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FACSIMILE TRANSMISSION

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TO : VONDA WALLACE

COMPANY/FIRM : U.S. PTO/PCT International Division

FACSIMILE NO.: (703) 305-3230

FROM : Albert Wai-Kit Chan, Esq./syc

CLIENT/DOCKET: 0575/48231-A-PCT-US

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 8

DATE : May 11, 1999 **TIME:** 1:00pm

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MESSAGE

Communication Requesting Withdrawal Of April 6, 1999 Notice Of Abandonment in connection with Iva Greenwald and Diane Levitan, for IDENTIFICATION OF Sel-12 AND USES THEREOF, U.S. Serial No. 09/043,944, filed September 27, 1996, including Exhibit A (a copy of the Notification of Abandonment), Exhibit B (a copy of the docketing report), and a Facsimile Certificate of Transmission dated May 11, 1999

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Iva Gr enwald and Diane Levitan
Serial No. : 09/043,944 International Serial
No.: PCT/US96/15727
Filed : March 27, 1998 International Filing
Date: 27 September 1996
For : IDENTIFICATION OF Sel-12 AND USES THEREOF

1185 Ave. of the Americas
New York, New York 10036
May 11, 1999

Assistant Commissioner for Patents
Washington, D.C. 20231

**FACSIMILE CERTIFICATE OF TRANSMISSION IN
CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION**

Date of Facsimile: May 11, 1999

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Printed Name: _____

Sandy Chan
Sandy Chan

Respectfully submitted,

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John P. White
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Iva Gre nwald and Diane Levitan
S rial No. : 09/043,944 International Serial
No.: PCT/US96/15727
Filed : March 27, 1998 International Filing
Date: 27 September 1996
For : IDENTIFICATION OF Sel-12 AND USES THEREOF
1185 Ave. of the Americas
New York, New York 10036
May 11, 1999

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

**COMMUNICATION REQUESTING WITHDRAWAL OF
APRIL 6, 1999 NOTIFICATION OF ABANDONMENT**

This Communication is submitted in response to the Notification of Abandonment issued April 6, 1999 in connection with the above-identified application. A copy of the Notification is transmitted herewith as Exhibit A. Applicants contend that the April 6, 1999 Notification of Abandonment was issued in error and respectfully request that the April 6, 1999 Notification of Abandonment be withdrawn.

The April 6, 1999 Notification of Abandonment was issued for applicants' alleged failure to respond to the May 1, 1998 Notification of Missing Requirements. However, applicants never received the May 1, 1998 Notification of Missing Requirements and were unaware that a Notification of Missing Requirements had been issued.

A search of the file jacket maintained by applicants' attorney did not find a May 1, 1998 Notification of Missing Requirements. A search of the docket records maintained by applicants' attorney also shows no record of receipt of the May 1, 1998 Notification of Missing Requirements. A copy of the docket record where the non-received Notification of Missing Requirements would have been entered had it been received is transmitted herewith as Exhibit B. If the May 1, 1998 Notification of Missing Requirements had been received, an entry for it would appear in the "ACTION"

Applicants: Iva Greenwald and Diane Levitan
Serial No.: 09/043,944
Filed: March 27, 1998
Page 2


section, and assuming the Notification of Missing Requirements provided thirty (30) days for response, the "DUE DATE" section would read "01JE1998".

In view of the foregoing, applicants maintain the May 1, 1998 Notification of Missing Requirements was not received in connection with the subject application. Accordingly, applicants respectfully request that the April 6, 1999 Notification of Abandonment be withdrawn and a new Notification of Missing Requirements be issued.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone the number provided below.

Applicants maintain that no fee is deemed necessary in connection with the filing of this Communication due to the fact that the Notification of Abandonment was issued erroneously by the U.S. Patent and Trademark Office. However, if necessary, applicants authorize the U.S. Patent and Trademark Office to treat this Communication as a Petition and to charge any fee required to Deposit Account No. 03-3125.

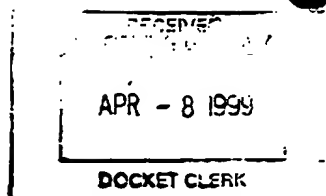
Respectfully submitted,



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09/043944

#3



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 Address: ASSISTANT COMMISSIONER FOR PATENTS
 Box PCT
 Washington, D.C. 20231

U.S. APPLICATION NO. 09/043,944	FIRST NAMED APPLICANT GREENWALD	ATTY. DOCKET NO. 48231A PCTUS
5611		INTERNATIONAL APPLICATION NO. PCT/US96/15727
JOHN P WHITE COOPER & DUNHAM 1185 AVENUE OF THE AMERICAS NEW YORK NY 10036		LA. FILING DATE 09/27/96
		PRIORITY DATE 09/27/95
DATE MAILED: 04/06/99		

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as

☐ a Designated Office (37 CFR 1.494), ☒ an Elected Office (37 CFR 1.495), has made the following determination:

- ☐ Applicant's letter of express abandonment received _____ is in compliance with CFR 1.138 and is hereby acknowledged.
- ☐ Applicant has failed to provide the full U.S. Basic National Fee by ☐ 20 months (37 CFR 1.494(b)(2)), ☐ 30 months (37 CFR 1.495(b)(2)).
- ☒ Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 01 MAY - 1998 within the time period set therein.
- ☐ Applicant has failed to properly respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed _____ within the time period set therein. See the attached NOTIFICATION OF DEFECTIVE RESPONSE (Form PCT/DO/EO/916).
- ☐ Other.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C 371 and 37 CFR ☐ 1.494, ☒ 1.495 and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

Vorata Wallace
 PCT International
 Telephone: 305-3736

DOCKET #: 48231-A-PCT-US
CLIENT: 0575 COLUMBIA UNIVERSITY
TITLE: IDENTIFICATION OF Sel-12 AND USES THEREOF
COUNTRY: USA U. S. A.
TYPE OF FILING: PCT National<NAT>, Patent Cooperation Treaty<PCT>, European Patent Convention<EPC>
TYPE OF PATENT: REG Utility<REG>, Design<DSN>, Provisional<PRV>, Reissue<REI>, Plant<PLT>
RELATION TO PARENT: ORG No Parent<ORG>, Continuation<CON>, Continuation-In-Part<CIP>, Divisional<DIV>
APPLICATION #: 09/043944
APPLICATION DATE: 27SE1996
PATENT #:
GRANT DATE:
EXPIRATION DATE:
NEXT MAINTENANCE DUE:

FIRST FILING DATE: 27SE1995
PARENT #: PCT/US96/15727
PARENT DATE: 27SE1996

ACTION	DUE DATE	ACTION TAKEN
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20 MONTH PHASE	27MR1998	
NATIONAL FILING FEE DUE	27MR1998	

*** ACTIVITY REPORT ***

RECEPTION OK

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